

IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT

Case Docket No. 8375D

Box Non Fee Amendment

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Dear Sir:

Transmitted herewith is an AMENDMENT for the patent application:

Inventor(s): DEGENHARDT et al. Confirmation No. 6277

Serial No.: 09/996,657 Group Art Unit: 1625

Date Filed: November 29, 2001 Examiner: R. Desai

Title: SUBSTITUTED HETEROCYCLIC COMPOUNDS FOR TREATING MULTIDRUG RESISTANCE

1. ☒ No additional fee is known to be required.
2. ☐ The fee has been calculated as shown below:

| | (Col. 1) | | (Col. 2) | (Col. 3) | OTHER THAN A SMALL ENTITY | |
|---|---|-------|---------------------------------------|-------------------|------------------------------|-----|
| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA* | RATE | FEE |
| TOTAL | * 16 | MINUS | ** 20 | = 0 | x \$18 = | \$0 |
| INDEP. | * 1 | MINUS | *** 3 | = 0 | x \$80 = | \$0 |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | | + \$270 = | \$0 |
| | | | | | TOTAL | \$0 |

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. ☐ The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated November 6, 2001 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: for a - month extension of time.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. ☒ Any patent application processing fees under 37 CFR §1.16.
 - b. ☒ Any patent application processing fees under 37 CFR §1.17.
5. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Kelly L. McDow-Dunham
Kelly L. McDow-Dunham
Attorney or Agent for Applicant(s)
Registration No. 43,787
Tel. No. (513) 622-0159

Date: April 9, 2002

Customer No. 27752

(last revised 12/7/01)

***** -COMM JOURNAL- ***** DATE OCT-09-2002 ***** TIME 09:40 *** P.01

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Fax No. 513-622-3300

Phone No. 513-622-2859

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- 1) Non Fee Amendment Transmittal - 1 pg.
- 2) Response to Restriction Requirement - 3 pgs.
- 3)
- 4)
- 5)

Number of Pages Including this Page: 5

Inventor(s): Charles R. Degenhardt et al.

S.N.: 09/996,657

Filed: 11/29/01

Case: 8375D

Comments:

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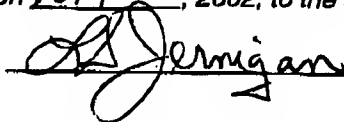
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Number of Pages Including this Page: 8

- 1) Auto-Reply Facsimile Transmission from USPTO - 1 page
- 2) Procter & Gamble Facsimile Transmittal Sheet - 2 pages
- 3) Non Fee Amendment Transmittal - 1 page

Charles R. Degenhardt et al.

S.N.: 09/996,657

Filed: 11/29/01

Case: 8375D

- 4) Response to Restriction Requirement - 3 pages

Comments:

Refaxing the Response to the Office Action dated 3/11/02

**Note: Each paper must have its own certificate of transmission, OR this certificate must identify each submitted paper.

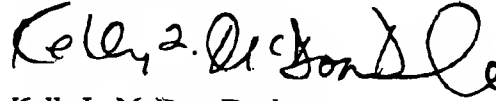
Serial No.: 09/000,657
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or, in the alternative, redesign the restriction requirement such that the Applicants can more fairly pursue their invention.

Notwithstanding the foregoing, in compliance with MPEP 818.03(b), Applicants provisionally elect Group III for examination.

Respectfully submitted,



Kelly L. McDow-Dunham
Attorney for Applicants
Registration No. 43,787
Telephone: 513-622-0159

April 9, 2002
Customer No. 27752